

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TRAVELERS PROPERTY CASUALTY
COMPANY OF AMERICA,

Plaintiff,

v.

LIBERTY MUTUAL FIRE INSURANCE
COMPANY, et al.,

Defendants.

Case No. 22-cv-05803-VC

**ORDER GRANTING MOTION TO
DISMISS**

Re: Dkt. No. 42

Aldridge’s claims against Skanska are dismissed without prejudice. Those claims are based on Liberty Mutual’s previous position that Aldridge was not an enrollee of the Contractor Controlled (or Wrap-Up) Insurance Program associated with the BART extension project. *See* Dkt. No. 29 at 14 (“In the event that Liberty Mutual prevails on its argument that [Aldridge] or its members were not enrolled in the CCIP, then [Skanska] breached its contract by failing to ensure that [Aldridge] was enrolled[.]”). Liberty Mutual has disavowed that position multiple times. *See, e.g.*, Dkt. No. 81 (“Liberty Mutual [] does not dispute that Aldridge[] is an enrollee of its Wrap-Up Insurance Program for the Silicon Valley Berryessa Extension Project C700 under [the relevant policy].”). Those claims are therefore moot.

IT IS SO ORDERED.

Dated: May 25, 2023



VINCE CHHABRIA
United States District Judge